

## Message Text

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PAGE 01 STATE 291933  
ORIGIN EB-08

INFO OCT-01 EUR-12 EA-10 ISO-00 USIE-00 DODE-00  
NSAE-00 TRSE-00 ERDA-05 CIAE-00 COME-00 AID-05  
/041 R

DRAFTED BY EB/ITP/EWT:WAROOT:DLM  
APPROVED BY EB/ITP/EWT:WAROOT  
EA/J - MR. FEATHERSTONE  
-----083156 072026Z /43

O 071922Z DEC 77  
FM SECSTATE WASHDC  
TO AMEMBASSY PARIS IMMEDIATE  
AMEMBASSY TOKYO IMMEDIATE

C O N F I D E N T I A L STATE 291933

USOECD EXCON

E.O. 11652: GDS

TAGS: COCOM,

SUBJECT: COCOM CONTROLS ON TECHNOLOGY

REF: PARIS 35597

1. ON SEVERAL OCCASIONS (MOST RECENTLY DEC. 6) DEPT. HAS  
DISCUSSED WITH JAPANESE EMBASSY ITS PERPLEXITY THAT JAPAN  
SHOULD CITE LEGAL PROBLEM AS BASIS FOR RELUCTANCE TO AGREE  
TO ADD "TECHNOLOGY" TO COCOM CRITERIA, POINTING OUT OUR  
UNDERSTANDING THAT JAPAN HAS CONSTITUTIONAL AND LEGAL  
PROBLEMS TO CONTROL EXPORTS OF ANYTHING (PRODUCTS OR  
TECHNOLOGY) BUT THAT JAPAN HAD CLEARLY FOUND A PRAGMATIC  
WAY TO CONTROL PRODUCTS AND WOULD LOGICALLY FIND A SIMILARLY  
PRAGMATIC WAY TO CONTROL TECHNOLOGY, SINCE TECHNOLOGY  
WAS EVEN MORE IMPORTANT THAN PRODUCTS.

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2. ON EACH PREVIOUS OCCASION JAPANESE EMBASSY HAD NO  
ANSWER. ON DEC. 6 MATSUURA ASSERTED THAT JAPAN DID HAVE A  
SPECIFIC LAW TO CONTROL EXPORT AND IMPORTS OF COMMODITIES  
BUT NO SIMILAR LAW TO CONTROL TECHNOLOGY TRANSFER. WHEN  
PRESSED FOR SPECIFICS, HE SAID THE FOREIGN EXCHANGE ACT  
AND A CABINET DECREE WERE RELEVANT FOR COMMODITIES. HE

THEN BECAME LESS CONFIDENT AS TO WHETHER OR NOT A SIMILAR BASIS EXISTED FOR CONTROL OF TECHNOLOGY. HE SAID HE WOULD REFER THE QUESTION TO TOKYO.

3. REQUEST EMBASSY TOKYO ANALYSIS OF JAPANESE LEGAL BASIS FOR CONTROLLING EXPORTS OF PRODUCTS AND OF TECHNOLOGY, PREFERABLY TO REACH PARIS DEC. 12. CHRISTOPHER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MEETINGS, INTERGOVERNMENTAL COOPERATION  
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**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977STATE291933  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** WAROOT:DLM  
**Enclosure:** n/a  
**Executive Order:** GS  
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**TAGS:** ESTC, FR, US, COCOM  
**To:** PARIS TOKYO  
**Type:** TE  
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**Review Markings:**  
Margaret P. Grafeld  
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**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009